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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/759,593	01/12/2001	Evan E. Koslow	349.6640USU	9420
30546	7590	09/17/2004	EXAMINER	
SHIRLEY S. MA KX INDUSTRIES, L.P. 269 S. LAMBERT ROAD ORANGE, CT 06477			POPOVICS, ROBERT J	
			ART UNIT	PAPER NUMBER
			1724	

DATE MAILED: 09/17/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09759593	1/12/01	KOSLOW ET AL.	349.6640USU

EXAMINER

Robert J. Popovics

ART UNIT

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20040721

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Commissioner for Patents

## Notice of Non-Responsive Amendment

The reply filed July 13, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Claims 15,16 and 24-37 are erroneously indicated to be "Withdrawn," when in fact, they were previously canceled. Moreover, it appears that claims 38-46 should not be indicated to be "Withdrawn." Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

Robert James Popovics  
Primary Examiner  
Art Unit 1724

September 11, 2004